

assume are initially typed for the judge for the court and that a copy could be reproduced rather than retyped, and in that instance, I think we have got a real good thing going and I would like to get in the business. Is there something that precludes the use of a copy, if I want a copy of that transcript that she has typed for the court?

SENATOR BARNETT: I don't think it refers to the copy. It refers to the sheet that they would have typed before they made the copy, Senator Murphy. It refers strictly to that, the ones they type, the transcription part of it, that is all.

SENATOR MURPHY: Now the Clerk, if I understand the procedure, types the proceedings of the court. Now that proceeding, I assume, is kept for the judge. Someone wants a copy of it. Must it be typed again?

SENATOR BARNETT: They wouldn't type that one. I am sure Senator Luedtke could answer that but they would if there was an appeal or something like that. Then they would have to go and appeal. I have got some other information, too, but ask that last one to Senator Luedtke, Murph.

SENATOR MURPHY: Fine.

SPEAKER LUEDTKE: Mr. President, I would be glad to answer that. It is the transcription that you are paying for not the typing. I quite agree with you, Senator Murphy, if it were just a matter of taking a copy that was already filed in the court. You can merely get a copy of that by a copying machine. That would be a simple process. This particular matter has not been reduced to a transcription. They have not taken it from their, whether they be notes or machine, it takes the proficiency of a professional to transcribe his notes. That is what you are paying for, the transcribing of the notes and the typing of those transcriptions.

SENATOR MURPHY: Senator, does he not make that transcription for the judge for his review of the court, for his review of the proceedings?

SPEAKER LUEDTKE: Only when the judge requires it and there is case after case after case that is not reduced. If you think every last word that is spoken in a court of law is automatically reduced to writing like we do here, you are wrong. It is only when you get it up on appeal or when you want the transcription for some purpose. That is there as a record to be transcribed upon appeal or upon some reason such as is required under this law and that is why this thing is so important. If you, as a person, have been in a lawsuit and you want a transcription of the record, you have got to pay for it. If you are a county attorney on a criminal case, the county has got to pay for it. If you are going to go into a, either you need it for purposes of another case coming down the line or an appeal or impeaching testimony of a witness, you ask the court reporter to do this work but it is not simply copying a piece of paper that has already been transcribed. That is what you assume, it is not.

SENATOR MURPHY: Then is there provision in this bill that